

a bill read
21 Feb. 1745.

Enacted 18 Geo II. Private Acts, c. 23.

*An ACT for Impowering Edward Gould,
and William Gould, Esquires, to make
Jointures, upon their respective Marriages,
out of the Estate devised to them by the Will
of Sir Edward Gould, Knight, Deceased.*

WHEREAS Sir Edward Gould, late of Highgate, in the County of Middlesex, Knight, deceased, made his last Will and Testament in Writing, bearing Date on or about the Eleventh Day of April One thousand Seven hundred and Twenty-four, and thereby gave and devised all his Manors, Messuages, Lands, Tenements and Hereditaments, as well Freehold as Copyhold, wherein he had any Estate of Inheritance, in Possession, Reversion or Remainder, or any other Person or Persons in Trust for him, after the Decease of Dame Frances Gould his Wife, and Failure of Issue of his Body by her, and subject to Two several Terms of Forty-one Years each thereby limited to his Executors, upon certain Trusts therein mentioned, unto Edward Gould, the eldest Son of his late Nephew Edward Gould, Merchant, deceased, for and during the Term of his natural Life; and after the Determination of that Estate, unto William Hart, of the City of Bristol, Merchant, Pleydbill Goddard, of London, Merchant, and Richard Reynell, of West-Ogwell, in the County of Devon, Esquire, and their Heirs, during the Life of the said Edward Gould the Son, in Trust to preserve the contingent Remainders; and after the Decease of the said Edward Gould the Son, unto the First, Second, Third, and all and every other Son and Sons of the Body of the said Edward Gould the Son lawfully to be begotten successively in Tail Male; and in Default of such Issue, unto William Gould, Second Son of his said Nephew Edward Gould, deceased, for and during the Term of his natural Life, with the like Limitation to Trustees, and their Heirs, during the Life of the said William Gould, in Trust to preserve the contingent Remainders; and after the Decease of the said William Gould, unto the First, Second, Third, and all and every other Son and Sons of his Body lawfully to be begotten successively in Tail Male; and in Default of such Issue, unto his Nephew, the said Richard Reynell, for and during the Term of his natural Life, with the like Limitation to Trustees, and their Heirs, during the Life of the said Richard Reynell, in Trust to preserve the contingent Remainders; and after the Decease of the said Richard Reynell, unto the First, Second, Third, and all and every other Son and Sons of his Body lawfully to be begotten successively in Tail Male; and in Default of such Issue, unto Moses Gould, Son of Henry Gould, late of Lew-Trenchard, in the County of Devon, Esquire, for and during the Term of his natural Life, with the same Limitation to Trustees, and their Heirs, in Trust to preserve the contingent Remainders; and from and after the Decease of the said Moses Gould, unto the First, Second, Third, and all and every other Son and Sons of his Body lawfully to be

be begotten successively in Tail Male ; and in Default of such Issue, unto all and every the Daughter and Daughters of the said *Edward Gould* the Testator's Nephew, deceased, equally to be divided, if more than one, to hold as Tenants in common, and not as joint Tenants, and the Heirs of the respective Body and Bodies of all and every such Daughter and Daughters ; and if any of them should happen to die without Issue, then the Part and Parts of her and them so dying, to go to the Survivors or Survivor of them, and the Heirs of the Body of such Survivor, if but one, and if more than one, then to the Heirs of the Bodies of such Survivors, equally to be divided ; and in Default of such Issue, unto the right Heirs of the said Testator for ever : And he made the said *William Hart*, *Pleydbill Goddard*, and *Richard Reynell*, Executors of his said Will : And the said Testator did thereby declare, that the said Terms of Forty-one Years, and Forty-one Years, therein before limited to his Executors, were so limited to them, upon Trust, that in case his personal Estate should not be sufficient to pay and discharge all his just Debts, Funeral Expences and Legacies, then his Executors should take and receive the Rents, Issues and Profits of all and singular his Manors, Lands and Hereditaments, until they should have fully paid and satisfied the same, together with all such Costs, Charges and Expences as they, or any of them, should have laid out and expended in Performance of the Trusts reposed in them by his said Will ; and after such Payment and Satisfaction should be made (in case his personal Estate should not be sufficient, as aforesaid), upon Trust, to receive and take the Rents, Issues and Profits, until one of the Sons of the said Testator's Nephew *Edward Gould*, that should be Tenant for Life, or in Tail in Possession of all or any of the Premises by virtue of the said Will, should attain the Age of Twenty-one Years ; and apply so much of the said Rents, Issues and Profits as should arise, during such Minority, to and for the Maintenance and Education of all the Children of the said Testator's Nephew *Edward Gould* ; in such Manner, and in such Proportion, as his said Executors should think fit ; and the Overplus of such Rents, Issues and Profits as should arise during such Minority, should be divided among all the Daughters and younger Sons of the said Testator's Nephew *Edward Gould*, Share and Share alike ; the Share and Shares of any of them dying under the Age of Twenty-one Years, and unmarried, to be equally divided among the Survivors of them ; and that from and after the Performance of those Trusts, the said Terms of Forty-one Years, and Forty-one Years, should cease, determine, and be void :

And whereas the said Sir *Edward Gould* the Testator died soon after the making his said Will, without leaving any Issue by the said Dame *Frances Gould* his Wife, who is since also dead ; and thereby the Premises devised by the said Will are now come unto and vested in the said *Edward Gould*, as Tenant for Life, with such Remainders over, as afore-mentioned ; and the said *Edward Gould*, and *William Gould*, are both unmarried, and without Issue ; and the said *Richard Reynell* died in the Year One thousand Seven hundred and Thirty-four unmarried, and without Issue :

And whereas there is no Power contained in the said Will of Sir *Edward Gould* for the said *Edward Gould*, and *William Gould*, or either of them, to make any Jointure on their respective Marriages, and for which if a Proviso or Power had been made, they might be enabled to marry with Women of suitable Families and Fortunes, which might tend to the Interest and Advancement of them and their Posterity, and the Improvement and Preservation of the Estate in the Family :

And whereas *Anna*, *Jane*, *Mary*, *Catharine*, *Frances*, *Isabella*, *Sarah*, and *Henrietta Gould*, Sisters of the said *Edward Gould* and *William Gould*, who are seized of the Inheritance of the Premises so devised by the said Will, in Reversion or Remainder expectant, as aforementioned, are willing and desirous, in order to promote the Interest of the said *Edward Gould* and *William Gould*, and for the Benefit of them and the Family, that they may be impowered, when they shall respectively be



be in Possession of the Premises devised by the said Will, to make suitable Jointures on such Woman or Women as they shall respectively marry: But, as the same cannot be effected without the Aid of an Act of Parliament;

Therefore Your MAJESTY's most Dutiful and Loyal Subjects, the said *Edward Gould, William Gould, Anna Gould, Jane Gould, Mary Gould, Catharine Gould, Frances Gould, Isabella Gould, Sarah Gould, and Henrietta Gould,*

Do most humbly beseech Your Most Excellent MAJESTY,

That it may be Enacted: And be it Enacted, by the KING's Most Excellent MAJESTY, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to and for the said *Edward Gould* and *William Gould*, when and as they respectively shall be in the actual Possession of the Manors, Messuages, Lands, Tenements, Hereditaments and Premises, so devised to them, for their respective Lives, by the Will of the said Sir *Edward Gould*, as aforesaid, by any Deed or Deeds, Writing or Writings, to be by them respectively sealed and delivered in the Presence of Two or more credible Witnesses, to grant, assign, limit, or appoint (but subject always, and without Prejudice, to the Trusts declared of the said Two Terms of Forty-one Years, or to so many of them as shall be then subsisting, and to the said Estates for Life, and in Tail Male, so limited by the said Will to the said *Moses Gould*, and his Sons respectively) any Part of the same Manors, Messuages, Lands, Tenements, Hereditaments, and Premises, whereof they shall be so respectively in Possession, as aforesaid, whereof the Rents shall not exceed Three hundred and Fifty Pounds a Year, unto, upon, or to the Use of any Woman or Women that they shall respectively marry, To hold and take Effect from and immediately after the respective Deaths of the said *Edward Gould* and *William Gould*, for and during the natural Life or Lives of such Woman or Women, for or in lieu, name, or stead of her or their Jointure or Jointures, and in Bar of her and their Dower and Dowers, so as each of them the said *Edward Gould* and *William Gould* do, and shall actually, and *bona fide*, have and receive, as a Portion or Fortune with such Woman or Women as he or they shall so respectively marry, the Sum of One thousand Pounds, or the Value thereof, for every One hundred Pounds a Year in Lands, Tenements, and Hereditaments, which shall be so respectively granted, limited, or appointed in and for such Jointure or Jointures, as aforesaid.

Saving always to the KING's Most Excellent MAJESTY, his Heirs and Successors, and to all and every other Person and Persons, Bodies Politick and Corporate, his, her and their Heirs, Successors, Executors and Administrators (Other than and except the said *Edward Gould* and *William Gould*, and their respective First and other Son and Sons, and the Heirs Male of their respective Bodies, and the said *Anna Gould, Jane Gould, Mary Gould, Catharine Gould, Frances Gould, Isabella Gould, Sarah Gould, and Henrietta Gould*, and the Heirs of their respective Bodies, and the right Heirs of the said Sir *Edward Gould* the Testator), All such Estate, Right, Title, Interest, Claims and Demands of, in, to, and out of the Premises, subjected to the Powers herein before given, provided and contained, as they, every or any of them, had before the Passing this Act, or could or might have had and enjoyed, in case this Act had not been made.

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